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**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

IN RE: UBER TECHNOLOGIES, INC.,
PASSENGER SEXUAL ASSAULT
LITIGATION

Case No. 3:23-md-03084-CRB

**STIPULATION AND ~~PROPOSED~~ ORDER
REGARDING CERTAIN FACT SHEET
DEADLINES**

This Document Relates to:

ALL ACTIONS

Judge: Hon. Charles R. Breyer
Courtroom: 6 – 17th Floor

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STIPULATION

WHEREAS, on March 19, 2024, the Court entered Pretrial Order No. 10, which states that “Plaintiffs will either submit bona fide ride receipts or the ride information detailed in PTO No. 5,” and that Plaintiffs shall serve either the bona fide ride receipt or Pretrial Order No. 5 information sheet “within 14 days of filing, transfer, or removal to this Court for all cases filed, transferred, or removed after February 1, 2024.” Mar. 19, 2024 Pretrial Order No. 10: Fact Sheet Implementation Order at 3, Dkt. 348. The Court also set the Plaintiff Fact Sheet and Defendant Fact Sheet deadlines for cases filed after March 26, 2024 as follows: “[E]ach Plaintiff must complete and submit a PFS and execute applicable Authorizations within 30 days of the case being filed in, removed to, or transferred to MDL 3084. The Uber Defendants must complete and submit a DFS and produce Responsive Documents, within 30 days after a given plaintiff serves the ride receipt or ride information form” *Id.* at 6;

WHEREAS, on June 7, 2024, Plaintiffs represented by Levin Simes LLP (“Levin Simes”) and Uber Technologies, Inc, Rasier, LLC, and Rasier-CA, LLC filed a stipulation and proposed order for dismissal without prejudice of 84 cases brought by Levin Simes in the MDL (the “84 Levin Simes Cases”);

WHEREAS, during the August 29, 2024 Case Management Conference, Levin Simes stated, “The 84 cases remain in the MDL . . . and events have overtaken the plan that gave rise to the dismissal.” Aug. 29, 2024 Case Mgmt. Conf. Tr. at 6:23–25;

WHEREAS, in the month of August 2024, Levin Simes filed approximately 270 cases in the MDL,

WHEREAS, an extension of the deadline for the fact sheet submissions would provide more time to submit accurate fact sheets;

WHEREAS, the parties have agreed that the deadline to provide a Plaintiff Fact Sheet for any Levin Simes Plaintiff who joined the MDL by September 2, 2024 and submitted a Pretrial Order No. 5 information sheet in lieu of a bona fide ride receipt, including any such Plaintiffs represented in the 84 Levin Simes Cases, should be November 15, 2024;

1 **WHEREAS**, the parties have agreed that the deadline to provide a Plaintiff Fact Sheet for
 2 any Levin Simes Plaintiff who joined the MDL by September 2, 2024 and submitted a bona fide
 3 ride receipt, including any such Plaintiffs represented in the 84 Levin Simes Cases, should be
 4 December 16, 2024;

5 **WHEREAS**, the parties have agreed that the deadline to provide a Defendant Fact Sheet
 6 for any Levin Simes Plaintiff who joined the MDL by September 2, 2024 and submitted either a
 7 bona fide ride receipt or a Pretrial Order No. 5 information sheet should be March 17, 2025;

8 **WHEREAS**, the parties have agreed that these deadlines may be subject to revision based
 9 on further discussion and agreement amongst the parties (or, in the absence of agreement, via
 10 application to the Court) about why changed circumstances (*e.g.*, a significant additional volume
 11 of filings of cases by other law firms) may warrant further adjustment to the deadlines. Nothing
 12 about this stipulation changes any obligations of the parties with respect to requirements set out in
 13 prior orders as to inclusion of the applicable authorizations/responsive documents.

14 **THEREFORE**, the parties respectfully request the Court enter the parties' stipulation
 15 establishing that:

- 16 1. A Plaintiff Fact Sheet for any Levin Simes Plaintiff who joined the MDL by
 17 September 2, 2024 and submitted a Pretrial Order No. 5 information sheet in lieu
 18 of a bona fide ride receipt is due on November 15, 2024;
- 19 2. A Plaintiff Fact Sheet for any Levin Simes Plaintiff who joined the MDL by
 20 September 2, 2024 and submitted a bona fide ride receipt is due on December 16,
 21 2024;
- 22 3. A Defendant Fact Sheet for any Levin Simes Plaintiff who joined the MDL by
 23 September 2, 2024 and submitted either a bona fide ride receipt or a Pretrial Order
 24 No. 5 information sheet is due on March 17, 2025; and
- 25 4. These deadlines may be subject to further revision, by agreement among the parties
 26 or by application to and approval of the Court, as described in the final WHEREAS
 27 clause above.

28 **IT IS SO STIPULATED.**

1 Dated: November 1, 2024

**PAUL, WEISS, RIFKIND, WHARTON &
GARRISON LLP**

2 By: /s/ Kyle N. Smith

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14 RASIER, LLC, and RASIER-CA, LLC

15 Dated: November 1, 2024

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FILER'S ATTESTATION

I, Randall S. Luskey, am the ECF User whose ID and password are being used to file this document. In compliance with Civil Local Rule 5-1(i)(3), I hereby attest that each of the signatories identified above has concurred in this filing.

Dated: November 1, 2024

By: /s/ Randall S. Luskey
Randall S. Luskey

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7 UNITED STATES DISTRICT COURT
8 NORTHERN DISTRICT OF CALIFORNIA
9 SAN FRANCISCO DIVISION
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11 IN RE: UBER TECHNOLOGIES, INC.,
12 PASSENGER SEXUAL ASSAULT
LITIGATION

Case No. 3:23-md-03084-CRB

~~PROPOSED~~ ORDER REGARDING
CERTAIN FACT SHEET DEADLINES

13 This Document Relates to:
14 ALL ACTIONS
15

16
17 The Court hereby GRANTS the parties' stipulation as follows:

- 18 1. A Plaintiff Fact Sheet for any Plaintiff represented by Levin Simes LLP who joined
19 the MDL by September 2, 2024 and submitted a Pretrial Order No. 5 information
20 sheet in lieu of a bona fide ride receipt is due on November 15, 2024.
- 21 2. A Plaintiff Fact Sheet for any Plaintiff represented by Levin Simes LLP who joined
22 the MDL by September 2, 2024 and submitted a bona fide ride receipt is due on
23 December 16, 2024.
- 24 3. A Defendant Fact Sheet for any Plaintiff represented by Levin Simes LLP who
25 joined the MDL by September 2, 2024 and submitted either a bona fide ride receipt
26 or a Pretrial Order No. 5 information sheet is due on March 17, 2025.
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PURSUANT TO STIPULATION, IT IS SO ORDERED.

HON. CHARLES R. BREYER
UNITED STATES SUPREME COURT

